

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>STEWART SMITH, FRED HEIDARPOUR, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED,  v.  VISION SOLAR LLC, and DOES 1–10</b>	<b>CIVIL ACTION  NO. 20-2185</b>
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**ORDER**

**AND NOW**, this 8th day of December, 2020, upon consideration of Vision Solar’s Motion to Dismiss for Failure to State a Claim (ECF 14), as well as Plaintiffs’ Response (ECF 15) and Vision Solar’s Reply (ECF 16) thereto, and for the reasons given in the accompanying Memorandum, it is hereby ordered that Vision Solar’s motion is DENIED.

**BY THIS COURT:**

s/ Michael M. Baylson

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**MICHAEL M. BAYLSON**  
**United States District Court Judge**